

UNITED STATES DISTRICT COURT

SOUTHERN

District of

NEW YORK

CHRISTOPHER SIMMONS,

V.

Plaintiffs,

P.O. LUIS RODRIGUEZ, Shield No. 2060,
P.O. CHRISTOPHER JACOBELLIS,
Shield No. 6342, P.O. ANGELO GARCIA,
Shield No. 25243, and P.O. WILFREDO
VEGA, Shield No. 4303

Defendants.

SUMMONS IN A CIVIL ACTION

08 CV 6305

JUDGE SAND

CASE NUMBER:

TO: (Name and address of Defendants)

All of defendants

1 Police Plaza

New York, N.Y. 10038

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Alan D. Levine, Esq.
80-02 Kew Gardens Road
Kew Gardens, New York 11415

An answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this court within a reasonable period of time after service.

JUL 14 2008

J. MICHAEL McMAHON

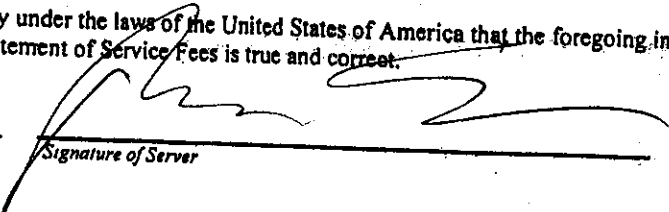
CLERK

Catherine Lapley

(By) DEPUTY CLERK

DATE

SAO 440 (Rev. 8/01) Summons in a Civil Action

P.O. ANGELO GARCIA Shield No. 25243		RETURN OF SERVICE		230 E. 21st Street New York, New York	
Service of the Summons and complaint was made by me ⁽¹⁾			DATE August 19, 2008		
NAME OF SERVER (PRINT) Richard Schacca			TITLE Process Server		
<i>Check one box below to indicate appropriate method of service</i>					
<input type="checkbox"/> Served personally upon the defendant. Place where served: <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input checked="" type="checkbox"/> Other (specify): Deponent left copy of said papers with P.A.A. Herman. deponent also enclosed a copy of same in a postpaid sealed wrapper properly addressed to defendant and deposited said wrapper in a post office depository.					
STATEMENT OF SERVICE FEES					
TRAVEL		SERVICES		TOTAL \$0.00	
DECLARATION OF SERVER					
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.					
Executed on <u>8/20/08</u> Date		 Signature of Server			
<u>Franklin Square, NY 11010</u> Address of Server					

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure